

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RESPONSE TO REQUIREMENT FOR ELECTION OF SPECIES

APPLICANTS:

Bartels et al.

CONFIRMATION NO.: 7183

SERIAL NO.:

10/645,286

GROUP ART UNIT: 3673

FILED:

August 21, 2003

EXAMINER: Sunil Singh

TITLE:

"PATIENT GURNEY FOR USE WITH MULTIPLE, DIFFERENT

PATIENT SUPPORT BOARDS"

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

SIR:

In the Office Action dated September 13, 2004, the Examiner stated the present application contains claims directed to four patentably distinct species of the claimed invention, namely the species of Figures 3 and 4, the species of Figures 5 and 6, the species of Figures 7 and 8, and the species of Figures 9 and 10. Applicants were required under 35 U.S.C. § 121 to elect a single discloses species for prosecution on the merits, to which the claims shall be restricted if no generic claim is finally held to be allowable. The Examiner stated claims 1, 2, 14, 18-22, 34 and 38-41 are generic.

In response, Applicants herewith elect the species of Figures 9 and 10 for immediate examination. In addition to the aforementioned generic claims that are readable on this species, claims 6, 10 15, 16, 17, 26, 30, 35 and 36 are readable on the elected species.

This election is made without traverse.

Early consideration of the claims on the merits is respectfully requested.

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Submitted by,

<u>/_ (Reg. 28,9</u>

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on October 8, 2004.

STEVEN H. NOLL

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